

224A.030 Creation of Kentucky Infrastructure Authority -- Transfer of powers to authority -- Members.

- (1) There is hereby created the Kentucky Infrastructure Authority, which authority shall be a body corporate and politic, constituting a public corporation and a governmental agency and instrumentality of the state. All powers, duties, and obligations of the Kentucky Pollution Abatement and Water Resources Finance Authority shall be transferred March 31, 1988, to the Kentucky Infrastructure Authority. The affairs of the authority shall be managed and carried out by a board consisting of nine (9) members. The secretaries of the Economic Development, Finance and Administration, and Environmental and Public Protection Cabinets; the executive director of the Public Service Commission; and the commissioner of the Department for Local Government shall serve as ex officio members of the authority. The secretaries, the executive director, and the commissioner may designate alternates. On or before August 1, 2000, the Governor shall additionally appoint five (5) at-large members. One (1) member shall be selected from a list of three (3) nominees submitted by the Kentucky Association of Counties, one (1) member selected from a list of three (3) nominees submitted by the Kentucky League of Cities, one (1) member selected from a list of three (3) nominees submitted by the Kentucky Rural Water Association, one (1) member representing for-profit private water companies, and one (1) member selected from a list of three (3) nominees submitted by the Kentucky section of the American Water Works Association. The at-large members shall serve as follows: two (2) shall serve a term ending June 30, 2004; two (2) shall serve a term ending June 30, 2003; and one (1) shall serve a term ending June 30, 2002. As the terms of the at large members expire, the Governor shall appoint successors for terms of four (4) years and until their successors are appointed. The members shall constitute the Kentucky Infrastructure Authority, with power in that name to contract and be contracted with, sue and be sued, have and use a corporate seal, and exercise, in addition to the powers and functions specifically stated in this chapter, all of the usual powers of private corporations to the extent that the same are not inconsistent with specifically enumerated powers of the authority. In the carrying out of its purposes and the exercise by it of the powers conferred by this chapter, the authority is deemed and declared to be performing essential governmental functions and public purposes of the state.
- (2) The members of the authority shall receive no compensation for their services in said capacity, but shall be entitled to reimbursement for all reasonable expenses necessarily incurred in connection with performance of their duties and functions as such members.
- (3) Five (5) members of the authority shall constitute a quorum for the transaction of business, and in the absence of a quorum, one (1) or more members may adjourn from time to time until a quorum is convened. The members of the authority shall choose from their ranks a chair and a vice chair. The authority shall elect a secretary and a treasurer who shall not be members of the authority, each of whom shall serve

at the pleasure of the authority and shall receive compensation as may be determined by the authority.

- (4) The authority shall, for administrative purposes, be attached to the Office of the Governor, and shall establish and maintain offices in premises which shall be provided for that purpose by the Finance and Administration Cabinet; and the secretary of the authority shall at all times maintain therein complete records of all of the authority's actions and proceedings which shall constitute public records open to inspection at all reasonable times.

Effective: July 14, 2000

History: Amended 2000 Ky. Acts ch. 529, sec. 16, effective July 14, 2000. -- Amended 1998 Ky. Acts ch. 69, sec. 74, effective July 15, 1998. -- Amended 1994 Ky. Acts ch. 373, sec. 2, effective July 15, 1994. -- Amended 1992 Ky. Acts ch. 105, sec. 73, effective July 14, 1992. -- Amended 1990 Ky. Acts ch. 477, sec. 5, effective July 13, 1990. -- Amended 1988 Ky. Acts ch. 124, sec. 3, effective March 31, 1988. -- Amended 1984 Ky. Acts ch. 216, sec. 10, effective July 13, 1984. -- Amended 1982 Ky. Acts ch. 396, sec. 51, effective July 15, 1982. -- Created 1972 Ky. Acts ch. 329, sec. 3.

Legislative Research Commission Note (6/20/2005). 2005 Ky. Acts chs. 11, 85, 95, 97, 98, 99, 123, and 181 instruct the Reviser of Statutes to correct statutory references to agencies and officers whose names have been changed in 2005 legislation confirming the reorganization of the executive branch. Such a correction has been made in this section.